

STATE OF INDIANA ) IN THE LAKE COUNTY CIRCUIT COURT  
                  ) CLERK'S OFFICE  
COUNTY OF LAKE   ) CAUSE NO. ~~450110604PL00040~~ 40  
                  ) '06 APR 26 PM 1:00  
STATE OF INDIANA, )                   THOMAS R. PHILPOT  
                  ) CLERK LAKE SUPERIOR COURT  
Plaintiff,       )  
                  )  
v.                )  
                  )  
REBECCA PAYNE and MICHAEL CRUZ,) CERTIFIED MAIL/ APR 24 2006  
individually and doing business as, )  
All American Auto,       ) POST MARKED \_\_\_\_\_  
                  )  
Defendants.       )

**COMPLAINT FOR INJUNCTION**  
**CONSUMER RESTITUTION, COSTS, AND CIVIL PENALTIES**

The State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Mary Ann Wehmueller, petitions the Court pursuant to the Indiana Deceptive Consumer Sales Act, Indiana Code §24-5-0.5-1 *et seq.* and Ind. Code §9-22-3-37, for injunctive relief, consumer restitution, investigative costs, civil penalties, and other relief.

**PARTIES**

1.     The Plaintiff, State of Indiana is authorized to bring this action and to seek injunctive and other statutory relief pursuant to Ind. Code §24-5-0.5-4(c) and Ind. Code §9-22-3-37.
2.     The Defendants, Rebecca Payne and Michael Cruz are individuals doing business as All American Auto, and at all times relevant to this complaint, regularly engaged in the retail sale of used motor vehicles, with a principal place of business in Lake County located at 8600 Mississippi Street, Merrillville, Indiana.

FACTS

3. At least since May 17, 2002, the Defendants have engaged in the retail sale of used motor vehicles and sold motor vehicles to consumers.

4. On April 10, 2003, the Indiana Attorney General's Consumer Protection Division issued a salvage disclosure warning letter to All American Auto in care of Defendant Payne, informing the Defendants of their duty to comply with Indiana's salvage motor vehicle disclosure law, Ind. Code §9-22-3-30, when engaging in vehicle sales. The warning letter is attached hereto and incorporated by reference as State's Exhibit "A".

5. On or around December 18, 2003, All American Auto, purchased a 2003 Nissan 350Z, vehicle identification number [REDACTED] (hereinafter "Nissan") from USAA on Nevada salvage title number [REDACTED]

6. On or around May 25, 2004, Defendant Payne applied for an Indiana rebuilt title for the Nissan, in the name of All American Auto. A copy of the Indiana title history, containing the title application for the Nissan is attached hereto and incorporated by reference as State's Exhibit "B":

7. On or about April 26, 2004, Stuart Gregor (hereinafter "Gregor") of Stockton, California, purchased a 2003 Nissan 350Z, vehicle identification number [REDACTED] (hereinafter "Nissan"), from the Defendants for \$17,040.00. Attached hereto and incorporated by reference as State's Exhibit "C" is Gregor's bill of sale evidencing the purchase of the Nissan.

8. At no time prior to the purchase did the Defendants inform Gregor that the Nissan had a "rebuilt" title.

9. The Defendants failed to disclose in writing prior to the sale of the Nissan to Gregor, that the Nissan was a rebuilt vehicle as required by Ind. Code §9-22-3-30.

**COUNT I**  
**VIOLATION OF THE SALVAGE MOTOR VEHICLE ACT**

10. Pursuant to Ind. Code §9-22-3-37, the Defendants' failure to make pre-sale written disclosure of the Nissan's rebuilt status to Gregor is a deceptive and is actionable by the attorney general pursuant to Ind. Code §24-5-0.5.

**COUNT II**  
**INCURABLE DECEPTIVE ACTS**

11. Plaintiff realleges paragraphs 1 through 10.  
12. The Defendants knew of their obligation to disclose the rebuilt status of the Nissan prior to sale and intentionally failed to make the required disclosure to Gregor.  
13. The Defendants' failure to make the rebuilt vehicle disclosure to Gregor as required by §9-22-3-30, is an incurable deceptive act as defined by Ind. Code 24-5-0.5-2(a)(8).

**IRREPARABLE INJURY**

14. The deceptive acts set forth above will continue and will cause irreparable injury unless the Defendants Rebecca Payne and Michael Cruz are enjoined from engaging in further conduct in violation of Ind. Code §9-22-3-1 *et seq.*

**RELIEF**

**WHEREFORE**, Plaintiff, State of Indiana, requests that the Court enter judgment against the Defendants Rebecca Payne and Michael Cruz as follows:

- a. A permanent injunction pursuant to Ind. Code §24-5-0.5-4(c)(1), enjoining Payne and Cruz, their agents, representatives, employees, successors, and assigns, from: failing to disclose to a purchaser, customer, or transferee before consummating the sale, exchange, or transfer the fact that a vehicle

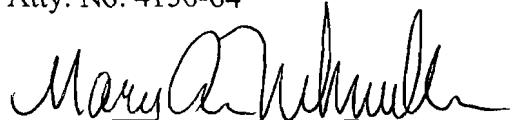
is rebuilt if the Defendants know or should reasonably know a vehicle is rebuilt.

- b. Consumer restitution pursuant to Ind. Code §24-5-0.5-4(c) on behalf of Stuart Gregor in an amount to be determined at trial;
- c. Costs pursuant to Ind. Code §24-5-0.5-4(c)(3), awarding the Office of the Attorney General its reasonable expenses incurred in the investigation and prosecution of this action;
- d. On Count I of the Plaintiff's Complaint, civil penalties pursuant to Ind. Code §24-5-0.5-4(g), for the Defendant's knowing violations of the Salvage Motor Vehicle Act; in the amount of the amount of Five Hundred Dollars (\$500.00) per violation, payable to the State of Indiana;
- d. On Count II of the Plaintiff's Complaint, civil penalties pursuant to Ind. Code §24-5-0.5-8, for the Defendant's intentional violations of the Salvage Motor Vehicle Act, in the amount of Five Hundred Dollars (\$500.00) per violation, payable to the State of Indiana; and
- e. All other proper relief.

Respectfully submitted,

STEVE CARTER  
Indiana Attorney General  
Atty. No. 4150-64

By:

  
Mary Ann Wehmueller  
Deputy Attorney General  
Atty. No. 15251-49A

Office of Attorney General  
Consumer Protection Division  
Indiana Government Center South  
302 W. Washington, 5<sup>th</sup> Floor  
Indianapolis, IN 46204  
Maw:300864

STATE OF INDIANA  
ATTORNEY GENERAL  
STEVE CARTER

April 10, 2003

All American Auto  
1409 E. Main Street  
Griffith, IN 46319-0155

RE: File 07-CP-57857  
Kimberly Greer v. All American Auto

Dear Ms. Payne:

I have reviewed all documents you provided in your response to Ms. Greer's complaint. The undisputed facts show that All American sold Ms. Greer and Mr. Robey a 1996 Lincoln, vehicle identification number [REDACTED] on May 17, 2002. It is apparent from a review of the vehicle's title, that this car is a rebuilt salvage vehicle. Review of your sales documentation is devoid of any written disclosure of the vehicle's salvage/rebuilt condition.

From a review of these facts, it appears that All American Auto violated Indiana's salvage/rebuilt vehicle disclosure statute, Indiana Code §9-22-3-30. As you know, the statute requires a dealer or person who sells, exchanges or transfers more than 5 vehicles a year, to make a written disclosure of the vehicle's rebuilt condition to the purchaser prior to consummation of the sale. Violation of the disclosure statute is a deceptive act and is actionable by the Attorney General pursuant to Ind. Code §9-22-3-37.

Should the Attorney General initiate legal action, he can seek a permanent injunction and recovery of consumer restitution, investigative costs and civil penalties of up to \$1,000.00 per violation. In lieu of litigation, the Attorney General may seek an Assurance of Voluntary Compliance, in which the dealer agrees to comply with the relevant statutes in all future consumer transactions, in addition to paying restitution and investigative costs.

Since this office has received no other complaints against your dealership and because you resolved the Greer complaint, we will not take further enforcement action on this matter. It is recommended that you contact the Bureau of Motor Vehicles Dealer Division or private counsel for advice regarding compliance with the Indiana Salvage Motor Vehicle Act, Ind. Code §9-22-3-1 *et seq.*



DIVISION OF CONSUMER PROTECTION  
INDIANA GOVERNMENT CENTER SOUTH, NINTH FLOOR  
302 WEST WASHINGTON STREET • INDIANAPOLIS, IN 46204-2770  
TELEPHONE (317) 232-6330 • (800) 382-5516

STATE'S  
EXHIBIT  
1 of 2

STATE OF INDIANA  
ATTORNEY GENERAL  
STEVE CARTER

All American Auto  
April 10, 2003  
PAGE TWO

If the Attorney General's Office receives any additional salvage/rebuilt non-disclosure complaints against your business, the matter will be referred to our litigation staff for appropriate enforcement action.

Very truly yours,



Mary Ann Wehmueler  
Deputy Attorney General

Maw:92074



DIVISION OF CONSUMER PROTECTION  
INDIANA GOVERNMENT CENTER SOUTH, FIFTH FLOOR  
302 WEST WASHINGTON STREET • INDIANAPOLIS, IN 46204-2770  
TELEPHONE (317) 232-6330 • (800) 382-5916

Bloomberg No. 5138

STATE'S  
EXHIBIT  
A  
2 of 2

Page: 1 Document Name: untitled

BUREAU OF MOTOR VEHICLES  
TITLE MASTER FILE INQUIRY

TITLE NO.: [REDACTED]  
BRANCH: 236

NORMAL

REBUILT

PURCHASE: 121803  
ISSUED: 061104

VEHICLE INFORMATION

MAKE: NIS VIN: [REDACTED] YR: 2003 TYPE: 2S MODL: Z34 ODOM: 015  
FTN: NV OUT/ST TN: [REDACTED] BRAND: A ACTUAL READING

OWNER INFORMATION

ALL AMERICAN AUTO  
1409 E MAIN ST  
GRIFFITH IN 46319

SSN: [REDACTED]

PF24 = REGISTRATI

STATE'S  
EXHIBIT

B 10f 12

Time: 10:43:33 AM

APPLICATION FOR CERTIFICATE OF TITLE - STATE OF INDIANA - BUREAU OF MOTOR VEHICLES

All following info  
before filing  
date 6-30-01

042360999816 736 099 DEALER SALV. REGISTRATION

[REDACTED] ALL AMERICAN AUTO

1409 E MAIN ST

GRIFFITH

N. 14019

[REDACTED] 2003 NIS

736 099

01485 APRIL

NV

12/18/03 9 210

5116N

ALL AMERICAN AUTO

APPLICANT RESPONSIBLE FOR ACCURACY OF INFORMATION

APPLICATION FOR CERTIFICATE OF TITLE - STATE OF INDIANA - BUREAU OF MOTOR VEHICLES  
BUREAU - TO BE MAILED WITH TITLE REPORT

042360999816

YEAR 2003

MAKE NISSAN

MODEL 736

VEHICLE ACQ'DY

DATE OF ACQ'DY

SALVAGE TITLE

0580724

STATE'S  
EXHIBIT

B 2 of 12

**SALVAGE TITLE**

YEAR	MAKE	MODEL	VIN	EXPIRE DATE
1970	TOYOTA	RAVEN	1G	1970-06-01
VEHICLE IDENTIFICATION NUMBER		1G100000000000000	ACTUAL VIN	
OWNER'S NAME AND ADDRESS		TOTAL LOSS		
LISA A 1700 MATHISON WAY SPARKS NV 89413		02-1980 202-1017 T-10000000000000000 10000000000000000 02300/24 G Beta Detachable		
LES MOULDS, LAYER VACUUMS				

STATEMENT OF LOSS/DESTRUCTION

REASON

THE VEHICLE WAS DESTROYED BY FIRE

1999 E 6th Street, Jr 157 E

CE 14-16-00

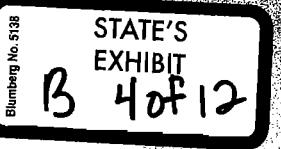
DATE

06/01

TIME

09:00 AM







**A+ Auto Parts**



8008 WHITCOMB & U.S. 39

MERRILLVILLE, IN 46410

(219) 736-5200

MACHINE SHOP SERVICE

ALL CLASSES AND TYPES OF AUTOMOTIVE EQUIPMENT

MINIMUM 10% RESTOCKING CHARGE ON  
REMANUFACTURED MERCHANDISE

SHIP TO

G.L. SIMEONI AUTO BODY  
9345000

CT

ITEM	DESCRIPTION	QTY	UNIT	PRICE	TOTAL
1	HUP OTK H JOGG 2000	2	O	92.005	61.350
2					
3					
4					
5					
6					

ITEM	DESCRIPTION	QTY	UNIT	PRICE	TOTAL
1	2000	1	O	100.00	100.00
2					

**NAPLETON'S**  
**Auto Wreckers**

PARTS DIRECT 219-865-1271  
18001 S 155th Street  
Schillererville, IL 60537-5700  
(708) 474-4590

FEB 04 FEB 04 FEB 04

146135

No claims and returns and orders must be accompanied by this invoice.

No refunds after 30 days. No returns on electrical parts.

No return on special order parts.

We carry...

All returned merchandise subject to a 20% handling charge.

WE ARE NOT RESPONSIBLE FOR DAMAGE TO PARTS NOT INS. ALLED BY OUR SERVICE DEPT.

TERMINUS 12 FEB 04 PROJECT DATE 12 FEB 04 INVOICE NUMBER

PAGE 1 OF 1

SUPPLIER		ITEM #	DESCRIPTION	UNIT	QTY	NET	SHIP TO
S	O	138	CASH				SCHILLEREVILLE, IN
L	D	10	PENDER-FRO	PC	208.40		
T	O	1633844-CD030	PROTECTOR-FRO	PC	208.40		
		10	62022-CD025	PC	32.50		
		10	62610-CD027	PC	26.00		
		10	62510-CD100	PC	2.50		
		11	76836-CD001	PC	175.80		
		10	K63890-CD000	PC	175.80		
		1	63890-CD000	PC	175.80		
		1	63890-CD000	PC	175.80		
		2003 NISSAN-350Z	EMBLEM-FRO	PC	21.70		
		JN1AZ34D03T-110979	EMBLEM-FRO	PC	21.70		



VOLVO



Parts  
SUBJECT  
FREIGHT  
SALES TAX

524.22  
0.00  
0.00  
TOTAL \$524.22

THANKS FOR YOUR BUSINESS

JAGUAR

STATE'S EXHIBIT  
B 60f 12  
B60f 12

**NAPLETON'S  
WHEEL WORKS**

1349 Indianapolis Blvd.

Schuberville, IN 46315

(219) 865-3800

(708) 474-4590

1800 835-3080

PARTS DIRECT 219-865-1271

ALL CLAIMS AND HI TURNED GAUGES MUST BE ACCOMPANIED BY THIS INVOICE  
NO REFUNDS AFTER 30 DAYS. NO RETURNS ON ELECTRICAL PARTS.  
ALL RETURNED MODELS SUBJECT TO 20% HANDLING CHARGE.  
WE ARE NOT RESPONSIBLE FOR DAMAGE TO PARTS NOT INSTALLED BY OUR SERVICE DEPT.

ITEM #	YOUR ORDER NO.	DATE SHIPPED	INVOICE DATE	AMOUNT
1	FEB 04	13 FEB 04	13 FEB 04	1462.17

PAGE 1 OF 1

ITEM #	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
1	CASH	13.8	\$17.36	17.36

SCARBOROUGH,  
IN

17.36

We Carry . . .



VOLVO

JAGUAR

PARTS	17.36
SUBLET	0.00
FREIGHT	0.00
SALES TAX	0.00
TOTAL	\$17.36

THANKS FOR YOUR BUSINESS

# NAPLTON'S

  
**Auto Parts**

PARTS DIRECT 219-865-1271

1349 Indianapolis Blvd.  
Schererville, IN 46375

1213) 865-3800

1703) 474-4590

WJD) 835-3080

ALL CLAIMS AND RETURNED CREDITORS MUST BE ACCOMPANIED BY THIS INVOICE  
NO REFUNDS AFTER 30 DAYS NO RETURNS ON ELECTRICAL PARTS  
NO RETURN ON SPECIAL ORDER PARTS

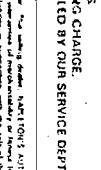
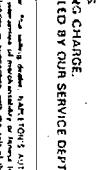
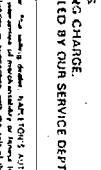
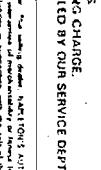
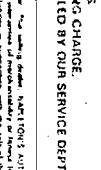
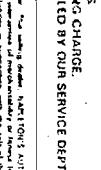
WE ARE NOT RESPONSIBLE FOR DAMAGE TO PARTS NOT INSTALLED BY OUR SERVICE DEPT

REFERENCE	ITEMS ORDER NO.	DATE SHIPPED	ITEMS DATE	INVOICE NUMBER
1 FEB 04		16 FEB 04	16 FEB 04	145188

PAGE 1 OF 1

DELIVER	SHIP	ITEMS	CASH	SCIERREVILLE, IN
1	1	138		
1	1	73112-CD030	DESCRIPTION: ROOF HINGE ASSY	AMOUNT: 390.87 264.54
1	0	65400-AL500	HINGE ASSY	NET: 22.82 18.26
1	0	65401-AL500		18.26
2003 NISSAN 350Z				

We Carry . . .

NissanVolvoJaguarPorscheBMWAudi

THANKS FOR YOUR BUSINESS

ITEMS	SUBJECT	AMOUNT
PARTS	FREIGHT	0.00
SUBMIT		0.00
FREIGHT		0.00
SUBMIT		0.00
FREIGHT		0.00
TOTAL		\$301.06

STATE'S EXHIBIT  
B 8 of 12

882-74-Busque

**NAPLETON'S  
PARTS WORKS**

17031 3rd Street, Suite 304  
Longview, WA 98632  
(360) 474-3800  
(360) 474-4590  
PARTS DIRECT 219-815-1271

SELL USED PARTS. RETURNED GOODS MUST BE ACCOMPAINED BY THIS POLICY.  
REFUNDING AFTER 30 DAYS. NO REFUNDS ON SPECIAL ORDER PARTS.

WE ARE NOT RESPONSIBLE FOR DAMAGE TO ANY HARDWARE CHARGE.

ALL RETURNED MATERIAL SUBJECT TO 20% HANDLING CHARGE.

WE CARRY...  
JAGUAR VOLVO NISSAN

INTERFACED YOUR ORDER NO. 17 FEB 04 17 FEB 04 17 FEB 04

S ACCOUNT NO. 800601

PAGE 1 OF 1

SHIP TO ALL AMERICAN BODY SHOP  
8600 MISSISSIPPI  
MERRILLVILLE, IN 46408

H P T O

ITEM	STK#	QUANTITY	DESCRIPTION	UNIT	PRICE	NET AMOUNT	FOR
ORD 1	138	1	CASH	EA	255.08	255.08	SCHERERVILLE, IN
SHIP B.O.	K6301-C0000		MIRROR ASM	EA	204.06	204.06	

We Carry...  
JAGUAR VOLVO NISSAN

THANKS FOR YOUR BUSINESS

PARTS	204.06
SUBLET	
SHIPPING	8.88
SALES TAX	
TOTAL	\$204.06

Parts

STATE'S EXHIBIT  
B 9 of 12

**NAPOLITON'S**  
AUTOMOTIVE

1319 Indianapolis Blvd.  
Schererville, IN 46375  
(219) 865-3890  
(708) 474-4590  
(800) 835-3080

PARTS DIRECT 219-865-1271

DATE ENTERED 19 FEB 04 VIA FAX ORDER NO. 19 FEB 04 DATE SHIPPED 19 FEB 04 INVOICE DATE 19 FEB 04 INVOICE NUMBER 146345

ALL CLAIMS AND RETURN ORDERS MUST BE ACCOMPLISHED BY THIS INVOICE  
NO RETURNS WITHIN 30 DA. TO REFUNDS ON ELECTRICAL PARTS.  
ALL RETURNED PARTS SUBJECT TO 20% HANDLING CHARGE.  
WE ARE NOT RESPONSIBLE FOR DAMAGE TO PARTS NOT INSTALLED BY OUR SERVICE DEPT.

ITEM # QTY DESCRIPTION UNIT PRICE QUANTITY

ITEM #	QTY	DESCRIPTION	UNIT	PRICE	QUANTITY
1	1	CASH LAMP ASSY -	NET	775.92	620.74
			AMOUNT		620.74

PAGE 1 OF 1

146345

ITEM # QTY DESCRIPTION UNIT PRICE QUANTITY

ITEM #	QTY	DESCRIPTION	UNIT	PRICE	QUANTITY
1	1	CASH LAMP ASSY -	NET	775.92	620.74
			AMOUNT		620.74



VOLVO



THANKS FOR YOUR BUSINESS

PARTS	620.74
SUBLET	0.00
FREIGHT	0.00
SALES TAX	0.00
TOTAL	\$620.74

STATE'S EXHIBIT  
B 10 of 12  
8815 NO Backing



## AFFIDAVIT OF RESTORATION FOR A SALVAGE MOTOR VEHICLE

State Form 445.06 (R/9-00)

### INDIANA SALVAGE MOTOR VEHICLE RESTORATION AFFIDAVIT

#### READ THE FOLLOWING BEFORE COMPLETING THIS AFFIDAVIT

- 1 Making false statements on this affidavit may constitute the CRIME OF PERJURY.
- 2 A person who knowingly possesses, buys, sells, exchanges, gives away, or offers to buy, sell, exchange, or give away a manufacturer's vehicle identification number plate or serial plate that has been removed from a motor vehicle, motorcycle, semitrailer, or recreational vehicle that is a total loss or salvage commits a CLASS D FELONY.
- 3 A certificate of salvage title must be attached to this affidavit when making application for an Indiana "REBUILT VEHICLE" title. Salvage titles may be assigned by the owner of the salvage vehicle to another buyer. A business registered with the Bureau of Motor Vehicles may reassign a certificate of salvage title one (1) time without applying to the bureau for the issuance of a new certificate of salvage title.
- 4 A physical inspection by an INDIANA POLICE OFFICER is required before a "REBUILT VEHICLE" title can be issued. The only police officer permitted to sign this form is an INDIANA POLICE OFFICER. Inspections performed by anyone else will not be accepted.
- 5 This form may accompany an out-of-state salvage title. A vehicle that has been designated "JUNK", "NON REPAIRABLE", "NON REBUILDABLE", "SCRAP", "NOT FOR HIGHWAY USE", or like similar designation, may not be titled in Indiana.

RESTORER INFORMATION		VEHICLE INFORMATION			
Name of restorer	Michael Cruz	Year	2003	Make	NAVIAN
Buyer's name / dealer number (if applicable)	Hill Country Hatch	Vehicle identification number	[Redacted]		
Address (number and street, city, state, ZIP code)	2600 12th St. Merrillville, IN 46410	Date salvage vehicle acquired	1-2-01	3	\$1,490.00

#### PHOTO/DESCRIPTION OF THE SALVAGE VEHICLE PRIOR TO RESTORATION

Open w/4-s rolled open

#### STATEMENT OF RESTORATION

- 1 I have listed all major component parts incorporated during the restoration process on the reverse side. All receipts, bills of sale, or other ownership documents for these parts are attached.
- 2 IC 9-13-2-95 states that major component part is defined as those parts of motor vehicles, motorcycles, semitrailers, or recreational vehicles normally having a manufacturer's vehicle identification number, a derivative of the identification number, or a number supplied by an authorized governmental agency, including doors, fenders, differentials, frames, transmissions, engines, dashboards (front assembly), rear ends, and additional parts described by the bureau.
- 3 I make this affidavit to document the restoration of the above described salvage motor vehicle and to induce the State of Indiana Bureau of Motor Vehicles to issue an Indiana "REBUILT" certificate of title in my name.
- 4 I swear and affirm that the information I have entered on this form is correct. I have accurately described damage and provided details of purchase for the salvage vehicle and all major component parts used in the restoration. To my knowledge, no stolen parts were utilized in the restoration process. I UNDERSTAND THAT MAKING A FALSE STATEMENT ON THIS AFFIDAVIT MAY CONSTITUTE THE CRIME OF PERJURY.

Signature of restorer	Date (month year) 4 - 2 - 01
-----------------------	---------------------------------

(Continued on the reverse side)





Form  
ST-108E  
State Form 48841  
Rev 11-02

**Certificate of Gross Retail or Use Tax  
EXEMPTION for the Purchase of a  
Motor Vehicle or Watercraft  
Indiana Department of Revenue  
Indianapolis, Indiana 46204**

NAME OF DEALER

All American Auto

Dealer's File # \_\_\_\_\_ Dealer's Plate Number \_\_\_\_\_ Dealer's Name \_\_\_\_\_

LLC# 865

511670

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Address of Dealer

9600 Mississippi St. Merrillville IN 46410

NAME OF PURCHASER(S) (PRINT OR TYPE)

SAN TICOR HII

Address of Purchaser

City \_\_\_\_\_

State \_\_\_\_\_ Zip Code \_\_\_\_\_

Vehicles Identification Information of Purchase

VIN # Vehicle Identification Number 17 from Motor Vehicle Title or HU # ID # \_\_\_\_\_ Year \_\_\_\_\_ Make \_\_\_\_\_ Model Length \_\_\_\_\_

2003 NISSAN LEONIS

Calculation Of Purchase Price		Trade In Information		
1. Total Purchase Price	1.	VIN #	Year	Make
2. Trade Allowance (like-kind exchanges only)	2.	Year	Model	Length
3. Net Purchase Price (Line 1 minus Line 2)	3.			

NEW RESIDENT STATEMENT Must Be Completed If Exemption # 15 Is Checked See Reverse Side  
I certify that I became a resident of INDIANA on (month & year) \_\_\_\_\_

My previous state of residence was \_\_\_\_\_ I hereby certify that the above statement is true and correct

Date \_\_\_\_\_ Signature of Owner \_\_\_\_\_

SALES/TAX WORKSHEET To be completed if Sales and/or Use Tax was paid to a state other than Indiana. Exemption # 15 See reverse side

Date of Purchase \_\_\_\_\_

1. Purchase price of property subject to sales/use tax \_\_\_\_\_

2. Sales/use tax. Multiply Line 1 by sales/use tax percentage.  
Sales/Use Tax Percentage (SP) if purchased before 12/31/02 or 6% on or after 12/31/02

3. Sales tax previously paid to another state \_\_\_\_\_

What was the tax rate? \_\_\_\_\_ (Do not include flat fees, local and/or state taxes in this amount)

4. Total amount due Subtract Line 3 from Line 2 \_\_\_\_\_

DIRECT RELATIVE IDENTIFICATION STATEMENT (Must Be Completed If Exemption # 15 Is Checked See Reverse Side)

Name(s) on original title \_\_\_\_\_ Relationship of title to titleholder \_\_\_\_\_

Name(s) being added/ deleted \_\_\_\_\_

I certify that the above vehicle or watercraft is exempt from sales/use tax and/or exemption # 15 is checked (If checked, I certify that making this statement on this form may constitute the grant of power).

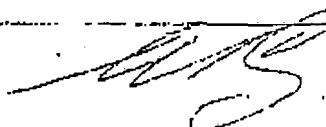
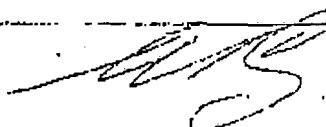
Date 1-27-04 Signature of Purchaser *John J. Murphy*

Intermediate Carrier, PHMVA (Formerly ICC #) \_\_\_\_\_

Intermediate Carriers IVCA & Company PSC or IUPC # \_\_\_\_\_

STATE'S EXHIBIT  
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**ALL AMERICAN AUTO**  
**8600 MISSISSIPPI ST.**  
**MERRILLVILLE, IN. 46410**  
**219-769-0600**

SALESMAN	STOCK #	DATE			
BUYER	CO-BUYER	4-26-04			
ADDRESS	CCW				
PHONE	WORK PHONE				
YEAR	MAKE	MODEL	COLOR	MILEAGE	VIN NUMBER
2003	Nissan	350Z	Silver	15,525	
TRADE-IN			SELLING PRICE 17,000		
Year	Make	Model	TRADE-IN ALLOWANCE		
MILES	VIN Number		SELLING DIFFERENCE		
Buyer S.S.#	Co-Buyer S.S.#		DOCUMENTARY FEE \$40.00		
Buyer D.O.B.	Co-Buyer D.O.B.		MISC. FEE		
Buyer D.	Co-Buyer D.R.		SUBTOTAL 17,040		
<p>I, the undersigned, the individual whose name is printed above, am not a used car salesman, the seller, or agent, in the sale of this vehicle. I am a representative with the authority and conditions of payment as indicated for the vehicle which is described completely above. I also state that I am not a party to any agreement or arrangement to require me to right the consumer in any manner at any electronic basis.</p> <p>The undersigned, represented by the name (initials) of legal age that he has title and good right to sell and dispose of the vehicle "Nissan" described above. There are no liens, claims and encumbrances thereon, and arbitration is agreed upon in all disputes.</p> <p>The undersigned, the consumer, the undersigned purchases the above automobile with documentary fees paid and on the date reflected above in the event of a state sale tax to the above vehicle separately from the dealer and paid in advance to him received by the purchaser through me.</p>					
<p>TRANSFER OF TITLE TO ABOVE AUTOMOBILE IS SUBJECT TO FINAL PAYMENT OF ANY AND ALL CHECKS CLEARING BANK UPON WHICH GRANTS.</p> <p>Customer warrants and agrees to delete/remove the Monterey label from vehicle. All identifying numbers on said vehicle must be blacked out/obscured/erased.</p> <p>The seller, All American Auto, hereby disclaims all warranties, either express or implied, including any implied warranty or fitness for a particular purpose, neither assumes nor accepts any responsibility to assume liability in connection with the sale of the vehicle. This disclaimer does not in any way affect the terms of the Manufacturer's warranty.</p>					
<p>DEPOSIT NOT REFUNDABLE UNLESS SO STATED.</p> <p>BUYER </p> <p>CO-BUYER </p> <p>ACCEPTED BY </p>					
<p>TRADE-IN CERTIFICATION: THE CUSTOMER CERTIFIES HIS TRADE-IN VEHICLE HAS NEVER BEEN TITLED UNDER A STATE OR FEDERAL "BRAND" SUCH AS "DEFECTIVE," "REUILT," "FLOOD," ETC.</p>					
<p>BALANCE DUE ON DELIVERY 17,040 </p>					
<p>STATE'S EXHIBIT C</p>					